

**City of Somerville  
Licensing Commission**

**Regular Meeting by Remote Participation**

**Monday  
May 17, 2021  
6:00pm**

**Published on May 12, 2021 at 7:30 PM**

Pursuant to Governor Baker's March 12, 2020 Order suspending certain provisions of the Open Meeting Law, G.L. C. 30A, s. 18, and the Governor's March 15, 2020 Order imposing strict limitations on the number of people that may gather in one place, as well as Mayor Curtatone's Declaration of Emergency, dated March 15, 2020, this meeting of the Licensing Commission will be conducted via remote participation. We will post an audio recording, audio-video recording, transcript, or other comprehensive record of these proceedings as soon as possible after the meeting on the City of Somerville website.

Copy & paste the following link into your internet browser to view this meeting live:

<https://attendee.gotowebinar.com/register/1620777311277668107>.

If you wish to submit comments on any item on this agenda, you may send written comments by US mail to the Secretary of the Licensing Commission, 93 Highland Avenue, Somerville, MA, 02143, or by email to [ljbatzek@somervillema.gov](mailto:ljbatzek@somervillema.gov). Your comments must arrive no later than 12 Noon on the day of the meeting, in order to be sure they are conveyed to the Commission.

**COMMUNICATIONS**

**Continued from 3/15/21 Regular Licensing Commission Meeting,  
And 4/26/21 Special Licensng Commission Meeting**

1. Status of Communication from Chairman Lynch dated 2/16/21, Urging the Commission to review its Rules and Regulations and prepare a timeline to produce any proposed amendments. This communication was placed on the February 22, 2021 Agenda
2. Commissioner Allen proposing the removal of Section 4.
3. Commissioner Allen proposing language to update Section 1.12.b to explicitly not apply to breastfeeding.
4. **Somerville to Move into Modified Phase 4, Step 1 Reopening on May 7**

With more residents and employees able to be vaccinated and a recent decrease in COVID-19 cases, Somerville will move into a modified Phase 4, Step 1 of the State's reopening plan starting on Friday, May 7.

**What will change in Somerville starting May 7:**

- With any additional guidance noted below, all businesses in categories included through the State's Phase 4, Step 1 as well as houses of worship will be allowed to operate at up to 50% capacity with social distancing and with all [sector-specific guidelines](#) followed.
- Included in the above are movie theaters and bingo halls, previously closed in Somerville.
- Event capacity limits at private residences will remain at 10 people indoors and will increase to 25 people outdoors.
- Event capacity limits at public event venues or spaces will increase to 100 people indoors and 150 people outdoors with approved safety plans for social distancing, masking guidance, and other safety protocols.
- Singing (while masked) and woodwind/brass instrument performances will be allowed outdoors. As per State guidance, greater distancing requirements are required for wind and brass instruments and singing performances including at least 10 feet between performers and performers must be 25 feet from the audience for these performance categories.
- Indoor performances, subject to the 50% business capacity limits or event gathering limits above, will be allowed for all performance types except for singing and woodwind and brass instruments, which remain prohibited indoors until further notice.
- With the approval of the Somerville Licensing Commission, restaurants and bars or breweries can partner to offer outdoor dining with alcoholic beverages. All other regulations must be followed.

Businesses and other venues that wish to increase their capacity to the new limits above must submit revised Health and Safety Plans (HASP) to the Inspectional Services Division. If your business is licensed through CitizenServe, please upload a revised HASP under your existing license in CitizenServe at [somervillema.gov/citizenserve](http://somervillema.gov/citizenserve). Other businesses and venues should email their revised HASP to [isd@somervillema.gov](mailto:isd@somervillema.gov). For information on how to prepare a HASP visit [www.somervillema.gov/HASP](http://www.somervillema.gov/HASP).

The State is expected to announce additional reopening guidelines this week. The City will review any additional reopening measures to determine which might be adopted in Somerville. The City of Somerville continues to monitor COVID case trends, vaccination rates, and other related data on a daily basis. As more people are vaccinated there is hope for further reopening in the near future. All persons age 16 or older are currently eligible for vaccination. For information on how to schedule an appointment, visit [www.somervillema.gov/vaccine](http://www.somervillema.gov/vaccine) or call the statewide helpline at 2-1-1.

“We are making real progress in Massachusetts on reducing COVID-19 cases, and to keep that momentum going as reopening progresses, I strongly urge everyone to keep up the good work. If we all get the vaccine, wear our facemasks, keep our distance in public, stay home and get tested when feeling ill, and wash our hands frequently, we can keep one another safer as we work to drive down COVID-19 cases and strive for a great summer,” said Doug Kress, Director of Health and Human Services.

*For more information and regular COVID-19 updates, visit [www.somervillema.gov/coronavirus](http://www.somervillema.gov/coronavirus) and sign up for City alerts at [www.somervillema.gov/Alerts](http://www.somervillema.gov/Alerts). Community members are encouraged to sign up for every alert method: phone call, text, email. Also follow [FB.com/SomervilleCity](https://www.facebook.com/SomervilleCity) and [@SomervilleCity](https://twitter.com/SomervilleCity).*

Meghann Ackerman  
Deputy Director of Communications  
City of Somerville  
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## **5. Additional Reopening Steps Go into Effect June 1**

Beginning on Tuesday, June 1, additional reopening steps that allow for expanded athletic activities and indoors performances will go into effect in Somerville. Somerville is joining with Boston in rolling out these reopening steps on a delay from the State schedule. All of the newly allowed activities will be subject to regular City permitting and safety rules and [sector-specific COVID-19 guidelines](#).

### **What changes in Somerville on June 1:**

- Singing and woodwind/brass instrument performances will be allowed indoors. Performers must be at least ten feet apart from each other and 25 feet away from the audience.
- Road races and large athletic events will be allowed.
- Youth and amateur adult tournaments for moderate- and high-risk sports, including baseball, softball, track and field, football, wrestling, and basketball, will be allowed.

The City of Somerville continues to monitor COVID case trends, vaccination rates, and other related data on a daily basis. As more people are vaccinated there is hope for further reopening in the near future. All persons age 16 or older are currently eligible for vaccination. For information on how to schedule an appointment, visit [www.somervillema.gov/vaccine](http://www.somervillema.gov/vaccine) or call the statewide helpline at 2-1-1.

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## **6. New Reopening Steps Go into Effect June 1**

Additional reopening steps, beyond what was [announced earlier this week](#), will go into effect on Tuesday, June 1. All of the newly allowed activities will be subject to regular City permitting and safety rules and [sector-specific COVID-19 guidelines](#).

### **Additional changes going into effect in Somerville on June 1:**

- Dance floors will be allowed at private events, but facial coverings must be worn and there should be social distancing between households.
- Food and drinks will be allowed with recreational activities, but they must remain in one location. This means, for example, moviegoers can have snacks and drinks at their seats during a screening or bowlers can have food at their lane.

The City of Somerville continues to monitor COVID case trends, vaccination rates, and other related data on a daily basis. As more people are vaccinated there is hope for further reopening in the near future. All persons age 16 or older are currently eligible for vaccination. For information on how to schedule an appointment, visit [www.somervillema.gov/vaccine](http://www.somervillema.gov/vaccine) or call the statewide helpline at 2-1-1.

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7.

**Entertainment Applications**

**Continued from 4/26/21 Special Licensing Commission Meeting**

<b>Entertainment</b>			<b>LICENSE #</b>	<b>BUSINESS NAME</b>	<b>ADDRESS</b>	<b>APP. TYPE</b>
APPL. DATE						
3/20/2021	Special Meeting - 4/26/21		ALM21-000027	Mike's Bar	97 Washington St.	Entertainment by Devices & Performers - Outdoors on Private Property

8.

**Temporary Outdoor Seating**

**Continued from 4/26/21 Special Licensing Commission Meeting**

<b>Outdoor Seating</b>			<b>LICENSE #</b>	<b>BUSINESS NAME</b>	<b>ADDRESS</b>	<b>APP. TYPE</b>
APPL. DATE						
4/6/2021	Special Meeting - 4/26/21		ALM21-000034	Rosebud Restaurant, Inc.	381 Summer St.	Outdoor Seating - Requesting permission to share Painted Burro seating space - Private Property

9.

**New Entertainment Applications**

<b>NEW ENTERTAINMENT</b>					
<b>Entertainment</b>		<b>LICENSE #</b>	<b>BUSINESS NAME</b>	<b>ADDRESS</b>	<b>APP. TYPE</b>
APPL. DATE					
4/23/2021	Regular Meeting - 5-17-21	ALM21-000044	Gauchao Brazilian Cuisine	102 Broadway	Entertainment by Devices and Performers - Outdoors Private

10.

**NEW Temporary Outdoor Seating**

<b>NEW OUTDOOR SEATING</b>			<b>LICENSE #</b>	<b>BUSINESS NAME</b>	<b>ADDRESS</b>	<b>APP. TYPE</b>
<b>APPL. DATE</b>						
5/10/2021	Regular Meeting - 5-17-21	10a.	ALM21-000052	Ola Café	112 Broadway	Outdoor Seating -Public Property
5/12/2021	Regular Meeting - 5-17-21	10b.	ALM21-000054	Highland Kitchen	150 Highland Ave.	New Outdoor Seating - Moving from Public Parklet to Private Parking Lot

11.

**Common Victualler**

Building Operations, LLC  
d/b/a Visiting Nurses Association  
186 Highland Ave.  
Brian Bishop  
Hours of Operation: 7 Days a week, 3 Times per Day  
(AL21-000013)

12.

**Common Victualler**

Highland Pizza  
22 Highland Ave.  
Asim Azam  
Hours of Operation: Days not listed Hours: 9AM – 9PM  
(AL21-000018)  
*\*New Owners, Previous Owner: Highland Market Pizza, Inc.*

13.

**NEW Common Victualler,**  
**Entertainment by Devices Indoors and Outdoor Seating – Private Property**

Sweetgreen Boston, LLC

d/b/a Sweetgreen

345 Assembly Row

Jackly Ruess

Hours of Operation: Sun. – Sat. 10:30AM – 10:00PM

(AL21-000017)

This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.

14.

**EXISTING LICENSE**  
**All Forms 7 Day Alcohol License – Assembly Row**

**Change of Officers/Directors/LLC Mangers**

Outback Steakhouse of Florida LLC d/b/a Outback Steakhouse, 625 Grand Union Blvd.  
requesting approval for a Change in LLC Managers:

**FROM:**

David J. deno – LLC Manger

Joseph J Kadow – LLC Manager

**TO:**

Christopher Meyer – LLC Manager

Kelly Lefferts – LLC Manager

(ALM21-000009)

15.

**EXISTING LICENSE**  
**All Forms PRIVATE Package Store License**

**Pledge of License**

DBRC Ventures, LLC d/b/a Proof, 8-10 Main St. requesting approval for a Pledge of License to  
Winter Hill Bank F.S.B.  
(ALM21-000038)

16.

**EXISTING LICENSE**  
**All Forms 7 Day Alcohol License – Assembly Row**

**Change of Manager**

Ninety Nine Restaurant & Pub, 20 Cummings St. requesting approval for a Change of Manager from Graham Chateaufeuf to Jahaida Marie Lozada Gonzalez  
(ALM21-000043)

17.

**NEW 7 Day All Forms Alcohol License – Assembly Row**  
**Common Victualler, Entertainment by Devices Indoors,**  
**Sunday Hours and Outdoor Seating – Private Property Licenses**

LSF Legal on the Mystic, LLC d/b/a Legalon the Mystic, 301 Great River Road requesting the approval of an ALL Forms 7 Day Alcohol License – Assembly Row, a Common Victualler, Entertainment by Devices Indoors, a Sunday Hours and an Outdoor Seating – Private Property License

(AL21-000011)

*\*The existing Licensee sold this restaurant to the new owners listed above. Upon license approval, the existing license must be returned.*

This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.

18.

**NEW 7 Day All Forms Alcohol License – Assembly Row**  
**Common Victualler, Entertainment by Devices Indoors,**  
**Sunday Hours and Outdoor Seating Licenses**

PennyandLogan LLC d/b/a Yakitori Totto, 455 Foley St. requesting approval of a NEW 7 Day All Forms Alcohol License – Assembly Row, a Common Victualler, an Entertainment by Devices Indoors, a Sunday Hours and an Outdoor Seating License

(AL21-000014)

This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.



19.

**NEW 7 Day Wine and Malt Alcohol License – Assembly Row**  
**Common Victualler, Entertainment by Devices Indoors,**  
**Sunday Hours and Outdoor Seating – Private Property Licenses**

Shake Shack Massachusetts LLC d/b/a Shake Shack, 355 Assembly Row requesting approval of a NEW 7 Day Wine and Malt Alcohol License – Assembly Row, a Common Victualler, an Entertainment by Devices Indoors, a Sunday Hours and an Outdoor Seating – Private Property License  
(AL21-000015)

This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.

20.

**MARIJUANA RETAILER LICENSES**  
**New Marijuana Retailer License**

Nuestra, LLC d/b/a The Boston Garden Dispensary, 518 Somerville Ave. requesting approval for a Group A Priority, NEW Marijuana Retailer License  
Hours of Operation: Mon. – Sat. 9AM - 9PM & Sun. 11PM - 9PM  
(ME21-000001)

This is the Notice of a Public Hearing for this Item. The Public is welcome to attend and be heard.